

IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Applicants : Beth E. Borowsky, et al
U.S. Serial No.: 09/980,145 Int'l App'l No.
PCT/US00/14654
Entered U.S. : November 28, 2001 Int'l Filing Date:
National Stage May 26, 2000
For : DNA ENCODING SNORF33 RECEPTOR
1185 Avenue of the Americas
New York, New York 10036
April 4, 2002

Assistant Commissioner for Patents
BOX PCT
Washington, D.C. 20231
ATTN: DO/EO/US

Sir:

**COMMUNICATION IN RESPONSE TO February 11, 2002
NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. §371**

This Communication is submitted in response to a Notification Of Missing Requirements Under 35 U.S.C. §371 issued February 11, 2002 in connection with the above-identified application. A copy of the Notification is attached hereto as **Exhibit A**. A response to the February 11, 2002 Notification is due April 11, 2002. Accordingly, this Communication is being timely filed.

The Notification indicates that an oath executed in accordance with 37 C.F.R. §1.66 or a declaration executed in accordance 37 C.F.R. §1.68 is required. In response, applicants submit as **Exhibit B** hereto an original signed Declaration and Power of Attorney executed in accordance with 37 C.F.R. §1.68 and in compliance with 37 C.F.R. §1.497(a) and (b). In compliance with 37 C.F.R. §1.497(a), the Declaration refers to the application's above-identified International Application Number, International Filing

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Date, U.S. Serial Number, and date of U.S. National entry.

The surcharge for submitting the Declaration for a small entity is the SIXTY-FIVE DOLLAR (\$65.00) fee set forth in 37 C.F.R. §1.492(e) and a check in this amount is enclosed.

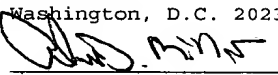
If a telephone interview would be of assistance in advancing prosecution of the subject application, applicants' undersigned attorneys invite the Examiner to telephone the number provided below.

No fee, other than the enclosed \$65.00 surcharge for filing the attached Declaration, is deemed necessary in connection with the filing of this Communication. However, if any other fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,



I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, BOX PCT, Washington, D.C. 20231.

 4/4/02
Alan D. Miller Date
Reg. No. 42,889

John P. White
Registration No. 28,678
Alan D. Miller
Registration No. 42,889
Attorneys for Applicants
Cooper & Dunham LLP
1185 Avenue of the Americas
New York, New York 10036
(212) 278-0400



UNITED STATES PATENT AND TRADEMARK OFFICE

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12 APR 2002

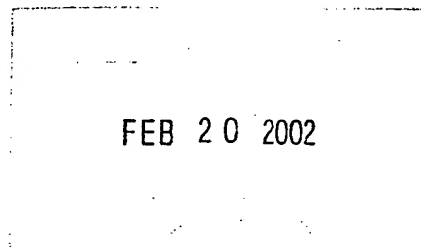
 Commissioner for Patents, Box PCT
 United States Patent and Trademark Office
 Washington, D.C. 20231
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/980,145	Beth E Borowsky	59338-B-PCT-US/JPW/FHB

INTERNATIONAL APPLICATION NO.
PCT/US00/14654

LA. FILING DATE	PRIORITY DATE
05/26/2000	5/28/1999

John P White
 Cooper & Dunahm
 1185 Avenue of the Americas
 New York, NY 10036



CONFIRMATION NO. 8082

371 FORMALITIES LETTER



OC000000007435952

Date Mailed: 02/11/2002

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Indication of Small Entity Status
- Copy of IPE Report
- Copy of the International Application
- Copy of the International Search Report
- Information Disclosure Statements
- Oath or Declaration
- Preliminary Amendments
- Request for Immediate Examination
- Small Entity Statement

2/12/2002
 MPDue: 4/12/2002
 MPExt: 5/12/2002
 MPExt: 6/12/2002
 MPExt: 7/12/2002
 MPExt: 8/12/2002
 MPDeadline: 9/12/2002 SML

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$65 Surcharge for providing the oath or declaration later than the appropriate 30 months from the priority date (37 CFR 1.492(e)) is required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

Applicant: Beth E. Borowsky et al.
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 Filed: November 28, 2001
Exhibit A

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$65** for a Small Entity:

- **\$65** Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

CHRISTINE S WASHINGTON

Telephone: (703) 305-3752

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/980,145	PCT/US00/14654	59338-B-PCT-US/JPW/FHB